

**Notice of Allowability**

Application No.

09/464,854

Applicant(s)

RICH ET AL.

Examiner

Art Unit

Grigory Gurshman

2132

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Appeal Brief filed 1/03/2005.
2. ☒ The allowed claim(s) is/are 1-23.
3. ☒ The drawings filed on 08 March 2004 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  6. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).**
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |   |  |
|---|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892)  | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)            |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                | 6. <input type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date _____. |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),<br>Paper No./Mail Date _____ | 7. <input type="checkbox"/> Examiner's Amendment/Comment                               |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material          | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance   |
|   | 9. <input type="checkbox"/> Other _____.   |

## **DETAILED ACTION**

### ***Drawings***

The formal drawings filed on 3/08/04 are accepted by examiner.

### ***Allowable Subject Matter***

1. Claims 1-23 are allowed.
2. The following is an examiner's statement of reasons for allowance:
  - 2.1 Referring to the independent claims 1, 9, 14, 15, 18, 19 and 22, O'Toole discloses control transfer of information in computer networks (see abstract and Fig.1). O'Toole teaches that the client computer notifies the server computer (or the information source computer) that the access ticket was added to the access control list - see column 5, lines 23-30 and Fig 2, block 32. O'Toole teaches that client computer 200 also stores a client security profile 208 that specifies that certain information in client personal profile 206 should be disclosed to server computer 202 only to trusted servers or only upon authorization from the client user or both. A client "avatar" 210 located at client computer 200 acts as an agent for the user by controlling the release of information from client personal profile 206 to server computer 202 (see Fig.5).

However, while O'Toole teaches sending the access ticket to the notification server, he does not teach or suggest that a security modification is a notification event if the security modification is a predetermined event indicative of an attempt to circumvent a security mechanism of a trusted computer installation as recited in the instant claims.

Therefore, O'Toole does not provide a basis for anticipation with regard to claims 1, 4 - 6, 8, 22 and 23.

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2.2 With regard to claims 9 -11, 13, 14, 15 -21, the combination of O'Toole and IBMC does not provide basis for *prima facie* case of obviousness since O'Toole fails to teach a security modification being a notification event if the security modification is a predetermined event indicative of an attempt to circumvent a security mechanism of a trusted computer installation as recited in the independent claims.

2.3 With regard to claims 2, 3 and 12 the combination of O'Toole and IBMC and Renaud does not provide basis for *prima facie* case of obviousness since O'Toole fails to teach a security modification being a notification event if the security modification is a predetermined event indicative of an attempt to circumvent a security mechanism of a trusted computer installation as recited in the independent claims.

3. In view of the reasons presented herein claims 1-23 are in condition for allowance.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### **Conclusion**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Grigory Gurshman whose telephone number is (571)272-3803. The examiner can normally be reached on 9 AM-5:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gilberto Barron can be reached on (571)272-3799. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



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Grigory Gurshman  
Examiner  
Art Unit 2132



GILBERTO BARRON SR.  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2100